

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.1

DATE: June 15, 2011

ACTION REQUESTED: Nursys Discipline Data Comparison (Scrub) Update

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

The Probation Program continues to work on the Nursys discipline data comparison project and will continue to do so until all records have been reconciled against California's records.

Currently, 1,805 records have been reviewed on the active license list. Determination was made whether the cases warranted a request for the other state's discipline documents. This review resulted in 1,050 requests for out-of-state documents. The documents will be evaluated and a decision made as to the appropriate action needed.

Review of the inactive license spreadsheet is in progress and will continue until complete. Holds have been placed on 1,915 inactive records to alert staff when a nurse on the list attempts to activate their license. This alert will allow staff to immediately request and review the records to determine if out-of-state discipline documents are needed for possible action on the license.

The Probation Program Manager plans to complete the requests for document reviews by July 1, 2011.

The status of the documents reviewed:

Referred to the Attorney General	309
Pleadings Received	275
Notices of Defense Received	162
Referred to Cite and Fine	38
Closed Without Action (Action taken by CA (prior to 2000) but not reported to Nursys or information approved at time of licensure)	529
Pending Hearing	50
Settlement or Decision Pending	16
Surrender or Revocation	87
Probation or Reprimand	15

UPDATE:

The contract language was reviewed DCA legal counsel, the Executive Officer, and the Enforcement

Division Chief. The language is now being incorporated into the Board's existing contract with NCSBN. Once the contract has been approved by all parties at the Board, DCA information technology staff will begin the process to send all of our licensing data to NCSBN.

AG COSTS:

As of March 31, 2011, the BRN has expended \$527,582.50 at the AG's office on the Nursys Scrub cases.

NEXT STEP:

Continue to order, review, and determine what, if any, action will be taken against California licensees who have been disciplined by another state/agency. Updates will be provided to the committee and board at each meeting. Follow directions given by committee and/or board.

**FINANCIAL
IMPLICATIONS,
IF ANY:**

Updates will be provided at each DDC meeting regarding the data comparison results and costs at the AG's office and OAH for review and possible action.

PERSON TO CONTACT:

Stacie Berumen, Enforcement Division Chief
(916) 574-7678

Beth Scott, Probation Program Manager
(916) 574-8187

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.2

DATE: June 15, 2011

ACTION REQUESTED: Internet Disclosure Policy

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

The Board of Registered Nursing (BRN) began posting discipline information on its web site in 2006. This was done in accordance with the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code). The BRN provides this information to better inform and protect California's health care consumers.

BRN provides information on the internet to indicate any disciplinary actions and their status through a series of codes from our legacy computer system. The discipline documents are added to support and explain actions taken.

In the last year, BRN staff has received requests to remove discipline documents from our website for a variety of reasons such as: it has been many years since the action was taken, the conviction included in the disciplinary action has been dismissed, expunged, or sealed, it hampers a licensee's ability to find employment, or the licensee is harassed by co-workers.

Enforcement staff has asked the committee and board members for a policy regarding discipline record retention on the internet.

FULL BOARD RECOMMENDATION ON SEPTEMBER 24, 2010:

Issue returned to the Diversion/Discipline Committee to create a policy for discipline record retention on the internet.

SUB-COMMITTEE RECOMMENDATION ON NOVEMBER 16, 2010:

Outside materials were not provided at the sub-committee meeting and held for next Diversion/Discipline Committee meeting for review and discussion.

COMMITTEE RECOMMENDATION ON JANUARY 5, 2011:

Provide the document prepared by DCA Supervising Legal Counsel, Don Chang, on December 30, 2010, to the full board for consideration and review at the January meeting.

FULL BOARD RECOMMENDATION ON FEBRUARY 2, 2011:

The board members requested staff prepare a series of options for consideration after reviewed and approved by DDC at their next meeting in March 2011.

FULL BOARD RECOMMENDATION ON APRIL 13, 2011:

The board members adopted a policy for record retention which is attached.

COMMITTEE RECOMMENDATION ON MAY 18, 2011:

Begin full enforcement of policy beginning on January 1, 2012, or sooner if staff resources are available.

QUESTION FOR BOARD:

The Medical Board enforced their statutory requirement to remove documents from the web beginning on a certain date. What will be the date for the board?

NEXT STEP:

Finalize formal policy for retaining discipline records on the internet. Follow directions given by committee and/or board.

**FINANCIAL
IMPLICATIONS,
IF ANY:**

None at this time.

PERSON TO CONTACT:

Stacie Berumen, Enforcement Division Chief
(916) 574-7678

POLICY ON INTERNET DISCIPLINE DOCUMENT RETENTION

Business and Professions Code Section 2708.1 states “*Protection of the public shall be the highest priority for the Board of Registered Nursing in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount.*”

In support of our regulatory mandate, it is the mission of the Board of Registered Nursing to protect the health and safety of consumers by promoting quality registered nursing care in the State of California. This is done by intervening with discipline and rehabilitation when necessary.

In order to uphold the Board’s statutory mandate and mission, while keeping up with advances in technology, information has been provided on its website, www.rn.ca.gov, regarding disciplinary actions taken against registered nurse licenses since 2005. While the information provided on the Board’s website is not comprehensive, information is added to the website on a regular basis as public requests for disciplinary records are fulfilled.

In an effort to balance the public’s right to be informed about their health care practitioners and licensee privacy concerns for those who have fulfilled the requirements of a disciplinary action against their license the Board has set forth the following policy as it pertains to the various types of disciplinary action:

Action / Time Record Retained	3 years from date of resolution	3 years from date of completion	7 years from date of completion	10 years from date of completion	Indefinitely
Final Decision Upholding Citation and/or Fine Administrative Hearing	X				
Final Decision Upholding Citation and Fine involving Unlicensed Individual					X
Final Decision Resulting in Public Reprimand		X			
Final Decision Resulting in Probation (with or without license suspension)				X	
Final Decision Resulting in Probation (Tolled)				X	
Final Decision Resulting in License Revocation or Surrender					X
Final Decision, Other				X	

NOTE: License status will remain on the BRN website indefinitely. All documents above are considered a public record and will be provided when requested.

Final actions taken by the Board prior to January 1, 2012, shall be posted for a period of 3 years, 10 years, or indefinitely from January 1, 2012. Final actions taken by the Board on or after January 1, 2012, shall remain posted for 3 years, 10 years, or indefinitely from the date the Board’s action was final.

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.3

DATE: June 15, 2011

ACTION REQUESTED: Information Only: Probation Program Update and Statistics

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

PROGRAM UPDATE

Staff

The probation program has a vacant limited term Office Technician position and completed recruitment efforts to fill this position. With the limitations of only being allowed to hire DCA lateral transfer candidates, we did not receive any eligible candidates. The position has just over 16 months remaining of the 24 months allowed.

The Probation Manager and Enforcement Chief interviewed for a vacant probation monitor position and await clearance from DCAs Human Resources unit. Additional information will be provided if available.

Program

The Probation Program continues to work on the Nursys discipline data comparison project and will continue to do so until all records have been reconciled against California's records. Updates will be provided at each DDC meeting.

The Probation Program is assisting the Legal Affairs Division with the review and update of the Recommended Guidelines for Disciplinary Orders and Conditions of Probation. They were last revised in 2002 and are long overdue for cleanup and to incorporate recent legislative and regulatory changes.

Statistics

Below are the statistics for the Probation program from as of June 2, 2011.

Probation Data	Numbers	% of Total
Male	130	25%
Female	389	75%
Chemical Dependency	297	56%
Practice Case	171	32%
Mental Health	4	<1%
Conviction	59	11%
Advanced Certificates	50	9%

Probation Data	Numbers	% of Total
Southern California	282	53%
Northern California	246	47%
Pending at the AG	72	14%
License Revoked	1	1%
License Surrendered	4	<1%
Terminated	0	0%
Completed	7	3%
Total in-state probationers	528	

NEXT STEP:

Continue to develop probation monitor procedure manual.
Follow directions given by committee and/or board.

**FINANCIAL
IMPLICATIONS,
IF ANY:**

None at this time. Updates will be provided at each DDC meeting for review and possible action.

PERSON TO CONTACT:

Beth Scott, Probation Program Manager
(916) 574-8187

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.4

DATE: June 15, 2011

ACTION REQUESTED: Information Only: Enforcement Program Update and Statistics

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

PROGRAM UPDATE

Staff

In response to Executive Order, B-3-11 ordering a hiring freeze, we submitted three individual exemption requests for our limited term staff members near the end of March 2011. On May 24 and 25, 2011, we learned that two of our three requests were approved by the Department of Finance (DOF). One of our limited term employees, Pete Marquez, returned to the Board on June 6, 2011, and will begin training in our new Complaint Intake Unit. It is hoped a request will be submitted for nurses prior to this committee meeting and an update can be provided. However, we continue to wait for the DOF to determine if DCA has already reached their required budget reductions so that our department, as a whole, would be exempt from the hiring restrictions. BRN has been charged with extremely strict case completion time frames yet we continue to lack the ability to fill the necessary, approved positions, or to backfill our existing vacancies.

All three limited term staff members have either been returned to their previous agency or left state service as of May 10, 2011, leaving the Enforcement unit only 13.5 staff members, plus the program manager.

With the hiring limitations imposed by the Governor's hiring freeze we advertised and the Enforcement Chief, Stacie Berumen, Enforcement Program Manager, Kathy Hodge, and retired annuitant Special Investigator, Joan Loftin conducted interviews in March and April 2011 for our special investigator positions in northern California. We interviewed lateral transfer candidates within the Department of Consumer Affairs and those who are eligible on the new open list. Our first three candidates have cleared their employment background investigation with the Division of Investigation and there are two more candidates undergoing their background investigations. As soon as all of our candidates have been cleared they will begin outside investigation training and internal training with our retired annuitant special investigators.

We have advertised for the Staff Services Manager III position and our Executive Officer, Louise Bailey, conducted interviews near the end of May 2011 so we can move forward with our new units and processes. As soon as that process is completed we will fill our next level of managers.

Program

Approximately 850 license renewal holds have been placed on licensees for license expiration in March and April 2011, who have not complied with the retroactive fingerprint requirements and the BRN has no proof of submission. The Administration Unit worked with the Department of Justice (DOJ) to compare our list of licensees who do not have a fingerprint result to their database in late April 2011. DOJ retransmitted fingerprint results it was able to locate and retrieve for BRN licensees during the week of May 9th. Staff continues to reconcile the results but we will send out letters to licensees in an effort to resolve the renewal holds before the licensee renews the license as time and resources permit.

The Department of Consumer Affairs budget office notified the legislature that the BRN would exceed its spending authority for the Attorney General's budget line item in early April 2011. The CPEI BCP included language which allows the BRN to ensure continuous funding for the AG's office so there will not be any "slow down" or "work stoppage" prior to the end of the current fiscal year. However, the BRN is projected to exceed our budgeted line item by 84% by the end of June 30, 2011. The Enforcement Chief prepared and submitted a BCP Concept Paper on May 6, 2011, requesting augmentation to the AG, OAH, and Evidence/Expert Witness Expense line items in order to maintain the level of workload being generated and ensure consumer protection is administered as quickly as possible.

Another BCP Concept Paper was prepared and submitted by the Enforcement Chief to request the additional positions which were not approved in fiscal year 2010/11 as requested by BRN. The BCP Concept Papers are for fiscal year 2012/2013.

The BRN Enforcement and Probation programs began preparing and serving default decisions coming out of the Oakland and San Francisco AG's offices as of December 25, 2010. Evaluation of the pilot project has been extremely limited as Enforcement has only received a few qualifying default cases since the pilot began. Staff has worked with Don Chang to define necessary documents to be included in the evidentiary packets and a process is in place for legal review and approval of all defaults prepared by both units. Due to the small number of defaults prepared during the pilot program we cannot make a determination whether it is appropriate to return all defaults to the BRN. We continue to prepare default decisions to give us an opportunity to collect more data to support the BRN resuming the responsibility of preparing defaults from all AG offices.

BRN Investigations

We only have two retired annuitant investigators actively working our cases in Northern California. The Department of Personnel Administration approved the use of the Special Investigator classification for the BRN in January 2011. All complaints determined to need formal investigation and prioritized as high or urgent are referred to the DOI regardless of whether the complaints meet the DOI case investigation criteria. Only routine case investigations continue to be held for BRN investigation.

We continue to refer our oldest cases back to DOI for investigation until our special investigators have gone through specialized training and are prepared to begin conducting investigations.

Statistics

There are 726 DOI investigations and 450 BRN investigations pending completion. There are 1,164 cases pending at the AG's office which continues to remain at a very high level. The BRN continues to be the AGO's biggest client, surpassing the Contractor's State Licensing Board.

From July 1, 2010 to May 9, 2011, enforcement served 569 accusations.

Please review the enforcement statistics reports (attachment) which have additional breakdowns of information.

NEXT STEPS:

Continue filling CPEI positions as allowed within the hiring freeze limitations. Resolve fingerprint issue with DOJ. Regain ability to prepare default decisions. Continue to monitor statistics for improvement in case processing time frames. Seek direction from the committee.

**FINANCIAL
IMPLICATIONS,
IF ANY:**

None at this time. Updates will be provided at each DDC meeting for review and possible action.

PERSON(S) TO CONTACT:

Stacie Berumen, Enforcement Division Chief or
Kathy Hodge, Enforcement Program Manager
(916) 574-7678

Board of Registered Nursing
Enforcement Division Statistics
FY 2010/2011

Complaint Intake	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
Complaints Received	1,000	646	442		2,088
Closed Without Investigation	116	136	118		370
Assigned for Investigation	826	603	302		1,731
Avg Days to Close or Assign	14	20	24		19
Pending Complaints	192	98	119		119
Conviction/Arrest Reports Received	1,182	1,338	1,089		3,609
Closed/Assigned for Investigation	1,185	1,440	1,084		3,709
Avg Days to Close or Assign	17	19	16		18
Pending Court/Arrest Complaints	235	133	138		138
Total Complaints Received	2,182	1,984	1,531		5,697
Total Closed Without Investigation Assignment	125	141	122		388
Total Assigned for Investigation	2,002	2,038	1,382		5,422
Avg Days to Close or Assign	16	19	18		18
Total Pending Complaints	427	231	257		257

Investigations	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
Desk Investigations Assigned	1,999	2,042	1,381		5,422
Desk Investigations Closed	1,740	1,755	1,596		5,091
Avg Days to Close Desk Investigations	88	84	97		90
Pending Desk Investigations	2,424	2,528	1,988		1,988
Non-Sworn Field Investigations Assigned	12	8	12		32
Non-Sworn Field Investigations Closed	12	19	17		48
Avg Days to Close Non-Sworn Field Investigations	377	458	415		442
Pending Non-Sworn Field Investigations	46	35	29		29
Unassigned Non-Sworn Field Investigations					0
Sworn Field Investigations Assigned	79	168	312		559
Sworn Field Investigations Closed	261	159	141		561
Avg Days to Close Sworn Field Investigations	650	523	498		580
Pending Sworn Field Investigations	486	493	669		669
All Investigations First Assigned	2,000	2,046	1,385		5,431
All Investigations Closed	2,013	1,933	1,754		5,700
Avg Days to Close All Investigations	161	121	130		141
Pending All Investigations	2,956	3,059	2,686		2,686
Closed Without Referral to Discipline	1,471	1,582	1,467		4,520
Avg Days to Close Without Referral to Discipline	121	98	113		112

Investigations Aging	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
0-90 Days	1,262	1,214	1,047		3,523
91-180 Days	263	352	334		949
181 Days - 1 Year	175	190	188		553
1-2 Years	221	128	149		498
2-3 Years	67	46	27		140
Over 3 Years	25	3	9		37

Citations	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
Final Citations	38	22	12		72
Avg Days to Complete Citations	184	198	214		193

Board of Registered Nursing
Enforcement Division Statistics
FY 2010/2011

Disciplinary Cases	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
AG Cases Initiated	434	284	236		954
AG Cases Pending	1,115	1,196	1,201		1,201
Statements of Issue Filed	3	9	18		30
SOI Proposed/Default Decisions	0	0	1		1
SOI Stipulated Decisions	0	2	0		2
SOI Final Orders (Adopted by Board)	0	2	1		3
SOI Avg Days to Complete	0	401	292		364
Accusations Filed	273	302	209		784
Accusations - Proposed/Default Decisions	58	60	93		211
Accusations - Stipulated Decisions	71	102	106		279
Accusations - Final Orders (Adopted by Board)	129	162	199		490
Accusations - All Decisions Avg Days to Complete	908	798	766		776
Total Final Orders (Adopted by Board)	129	164	200		493
Total Avg Days to Complete	908	798	766		773
Accusations Withdrawn	7	10	7		24
Accusations Dismissed	2	0	2		4
Accusations Declined	5	16	11		32
Avg Days to Complete Accusations W/D, Dis, Dec	829	549	650		730
Cases Closed Without Disciplinary Action	11	11	7		29
Avg Days to Complete Cases Closed W/O Discipline	335	478	193		405
Total Orders Aging	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	FY 2010/11
0-90 Days	0	0	0		0
91-180 Days	3	5	8		16
181 Days - 1 Year	21	28	70		119
1-2 Years	28	52	55		135
2-3 Years	34	36	30		100
Over 3 Years	43	43	37		123

CALIFORNIA BOARD OF REGISTERED NURSING ENFORCEMENT STATISTICS

March 31, 2011

STATISTICAL DESCRIPTION	2006-07	2007-08	2008-09	2009-10	2010-11	Projected FY 2010-11
Complaints Received	3,361	3,900	5,794	7,483	5,682	7,576
Consumer Complaints	2,499	2,781	3,323	2,190	2,075	2,767
Convictions/Arrests	862	1,119	2,471	5,293	3,607	4,809
Referred to Diversion Program	367	332	400	604	368	491
Division of Investigation (Sworn)-Assigned	580	816	582	484	551	735
Division of Investigation Closed	491	771	748	1,015	556	741
Division of Investigation Pending	1,291	1,336	1,170	641	659	
BRN Investigations (Non Sworn)-Assigned				58	32	43
BRN Investigations Closed				14	48	64
BRN Investigations Pending				40	29	
BRN Desk Investigations Assigned	2,645	3,140	5,650	7,865	5,422	7,229
BRN Desk Investigations Closed	1,975	2,319	3,519	7,116	5,166	6,888
BRN Desk Investigations Pending	829	928	1,677	1,887	1,910	
Criminal Actions Filed	7	23	22	21	4	5
Total Cite and Fine Citations Issued	17	35	115	181	72	96
Referred to Attorney General	314	436	515	766	884	1,179
Cases Pending at Attorney General	604	599	692	838	1,198	
Petitions to Revoke Probation Filed	44	74	59	91	40	53
Accusations Filed	336	404	359	696	712	949
Statements of Issues Filed	22	16	14	13	30	40
Total Pleadings	314	494	432	800	782	1,043
Orders to Compel Examination (Sec. 820)	5	6	4	4	7	9
Interim Suspension Order	3	1	2	8	4	5
PC23	2	4	8	6	5	7
Applicant Disciplinary Actions:						
(a) License Denied	19	17	15	27	38	51
(b) License Issued on Probation	15	10	4	9	4	5
Total, Applicant Discipline	34	27	19	36	42	56
Licensee Disciplinary Actions:						
(a) Revocation	101	121	131	243	185	247
(b) Probation	120	131	139	176	192	256
(c) Suspension/Probation	6	10	6	1	2	3
(d) License Surrendered	67	73	79	92	106	141
(e) Public Reprimand/Reproval	9	3	8	12	23	31
(f) Decisions Other	3	1	5	2	4	5
Total, Licensee Discipline	306	339	368	526	512	683
Process Used for Discipline (licensees)						
(a) Administrative Hearing	44	38	56	58	76	101
(b) Default Decision	76	101	105	206	145	193
(c) Stipulation	186	200	207	262	291	388
Total	306	339	368	526	512	683

*Fiscal Year to Date

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.5

DATE: June 15, 2011

ACTION REQUESTED: Information Only: Diversion Program Update and Statistics

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

Program Update

The diversion program manager, Carol Stanford, Maximus program director, Virginia Matthews and a DEC member who was previously a successful Diversion Program participant presented a Diversion Program Education Seminar on April 18th to more than 60 Human Resource Executives, Directors, and Chief Nursing Officers in southern California. The presentation outlined the history of the California Diversion Program and explained the purpose and responsibilities of different components of the program. Copies of the presentation are available upon request. The seminar was well received with a request that the same seminar be presented in northern California.

One of the case managers who testified at a hearing was invited by the administrative law judge to present information about the Diversion Program to her colleagues, Attorney Generals and district attorneys. Information regarding this presentation will be forthcoming at a later date. Another case manager presented information on the Diversion Program at UC Davis Medical Center. Several of the evaluations indicated the presentation was excellent and more hospitals need to hear about the program.

Contractor Update

BRN diversion program staff, other diversion program managers, and DCA legal staff have been meeting with Maximus to outline any minor contract changes needed to conform to the requirements outlined in SB1441 and SB 1172.

A review of the relapse rates outlined in our quarterly report shows four consecutive quarters of a decrease in the amount of relapses that are occurring. We will continue to monitor these outcomes to determine if a trend is emerging.

On May 4, 2011, Maximus achieved “recommendation for registration” after completing the International Organization for Standardization (ISO) audit. The Maximus Diversion Program is the only program in the nation who has achieved this status. Virginia Matthews, Maximus Program Director, will present a brief report on this achievement and overview regarding upcoming events and developments.

Diversion Evaluation Committees (DEC)

On April 14th two students from a nearby nursing program attended a DEC meeting in Southern California believing it was a regular BRN board meeting. The DEC members and diversion program manager took the opportunity to educate the students about the Diversion Program and the dangers of substance abuse. The Maximus case manager provided information to the students and will schedule a presentation for the nursing program at a later date.

In response to a mass mailing done in February 2011, several physicians with expertise in substance abuse disorders have contacted the Board requesting the opportunity to serve as DEC members. We are thrilled with the response and support. Several physicians have already been interviewed and several more are scheduled for interviews in the near future. We have provided a list of new applicants in today's packet for your consideration.

There are currently 12 vacancies as follows: four Registered Nurses, five Physicians, and three Public members. Recruitment efforts continue.

Statistics

Attached is the Monthly Statistical Summary Report for February and March, 2011. As of March 31, 2011, there were 1,545 successful completions.

NEXT STEPS: None

**FINANCIAL
IMPLICATIONS,
IF ANY:**

None at this time. Updates will be provided at each DDC meeting for review and possible action.

PERSON TO CONTACT: Carol Stanford, Diversion Program Manager
(916) 574-7616

**BOARD OF REGISTERED NURSING
DIVERSION PROGRAM
STATISTICAL SUMMARY
April and May**

	CURRENT MONTHS	YEAR TO DATE (FY)	PROGRAM TO DATE
INTAKES COMPLETED	29	128	4,224
INTAKE INFORMATION			
Female	24	98	3,326
Male	5	30	898
Average Age	45-49		
Most Common Worksite	Hospital		
Most Common Specialty	Medical Surgical		
Most Common Substance Abused	Alcohol/Hydrocodone		
PRESENTING PROBLEM AT INTAKE			
Substance Abuse (only)	13	75	2,764
Mental Illness (only)	0	1	145
Dual Diagnosis	15	50	1,272
Undetermined	1	2	43
REFERRAL TYPE*			
Self	16	48	1,295
Board	13	77	2,929
*May change after Intake			
ETHNICITY (IF KNOWN) AT INTAKE			
Asian	0	3	83
African American	1	3	132
Hispanic	1	9	159
Native American	1	2	30
Pacific Islander	1	3	17
Caucasian	24	107	3,477
Other	1	1	60
Not Reported	0	0	266
CLOSURES			
Successful Completion	7	61	1,545
Failure to Derive Benefit	3	3	105
Failure to Comply	7	15	921
Moved to Another State	0	0	51
Not Accepted by DEC	1	3	42
Voluntary Withdrawal Post-DEC	1	4	284
Voluntary Withdrawal Pre-DEC	7	17	409
Closed Public Risk	3	27	209
No Longer Eligible	0	2	19
Client Expired	0	1	37
TOTAL CLOSURES	29	133	3,622
NUMBER OF PARTICIPANTS: 493 (as of March 31, 2011)			

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.5.1

DATE: June 15, 2011

ACTION REQUESTED: Diversion Evaluation Committee Resignation

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

In accordance with B & P Code Section 2770.2, the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committees. Each Committee for the Diversion Program is composed of three registered nurses, a physician and a public member with expertise in chemical dependency and/or mental health.

The following Diversion Evaluation Committee member has resigned for personal reasons. Efforts will be recognized and a letter of appreciation will be mailed out.

RESIGNATION

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Marva Roddy	Nurse	Palm Springs	6
Shannon Chavez	Physician	San Diego	10
Elinore McCance-Katz	Physician	Oakland	13

NEXT STEPS: Continue recruiting efforts

**FINANCIAL
IMPLICATIONS,
IF ANY:**

None at this time.

PERSON TO CONTACT: Carol Stanford, Diversion Program Manager
(916) 574-7616

BOARD OF REGISTERED NURSING
Diversion/Discipline Committee
Agenda Item Summary

AGENDA ITEM: 12.5.2

DATE: June 15, 2011

ACTION REQUESTED: Diversion Evaluation Committee Member
Appointments and Reappointments and Transfer

REQUESTED BY: Dian Harrison, MSW, Chair

BACKGROUND:

In accordance with B & P Code Section 2770.2, the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committees. Each Committee for the Diversion Program is composed of three registered nurses, a physician and a public member with expertise in substance use and abuse disorders and/or mental health.

APPOINTMENTS

Below are the names of candidates who were interviewed and are being recommended for appointment to the Diversion Evaluation Committees (DEC). Their applications and résumés are attached. If appointed, their terms will expire June 30, 2015.

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Tonia Jones	RN	Orange County	4
Julie Gordon-Browar	RN	Fresno	5
Mason Turner	Physician	Fresno	5
Jacqueline Perry	RN	Palm Springs	6
Sam Shapiro	Physician	Burbank	8
Michael Parr	Physician	North Central	12

REAPPOINTMENTS

Below are the names of members who are being recommended for reappointment to the Diversion Evaluation Committees (DEC). Their requests and résumés are attached. If appointed, their terms will expire June 30, 2015.

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Patti Velez	Public	Ontario	9
Stephen Miller	Public	North Coast	11
Patricia Butler	Nurse	North Central	12

Below are the names of members who are being recommended for term extensions to the Diversion Evaluation Committees (DEC). Their requests and résumés are attached. If appointed, their terms will expire June 30, 2014.

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Mike Mayo	Public	Fresno	5
Sheila Messina	RN	North Coast	11

Below are the names of members who are being recommended for term extensions to the Diversion Evaluation Committees (DEC). Their requests and résumés are attached. If appointed, their terms will expire June 30, 2013

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Gordon Ogden	RN	Fresno	5
Rosemary Miller	RN	Oakland	13

TRANSFER

Below are the names of the DEC members who are being recommended for a transfer to another committee.

<u>NAME</u>	<u>TITLE</u>	<u>DEC</u>	<u>NO</u>
Christopher Schaal	RN	Oakland	13
Glen Wedeen	Physician	Ontario	9

NEXT STEP: Continue recruiting efforts

**FINANCIAL
IMPLICATIONS:** None

PERSON TO CONTACT: Carol Stanford, Diversion Program Manager
(916) 574-7616